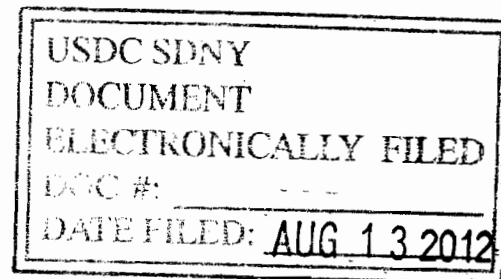


Swain JS

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



KARLY ESPINAL, GREGORIO VASQUEZ, JESUCRISTO SANTOS LUNA, YAN CARLOS MENA, NELSON DIAZ, ENGLES RODRIGUEZ, EDDY NUNEZ, MIGUEL AGRAMONTE-BAEZ, CORPUS PEREZ, SANTOS ROJAS-FRIAS, and JUAN N. NUNEZ, on behalf of themselves and others similarly situated,

Plaintiffs,

-against-

SHINOBI NY LLC d/b/a/ NINJA NEW YORK, HARUO YAZAKI, and JOHN DOES 1-10,

Defendants.

Civ. No.: 12-CV-5313

Swain, J.

**STIPULATION EXTENDING DEFENDANTS' TIME TO ANSWER,
MOVE OR OTHERWISE RESPOND TO PLAINTIFFS' COMPLAINT**

It hereby is STIPULATED AND AGREED, by and between Plaintiffs KARLY ESPINAL, GREGORIO VASQUEZ, JESUCRISTO SANTOS LUNA, YAN CARLOS MENA, NELSON DIAZ, ENGLES RODRIGUEZ, EDDY NUNEZ, MIGUEL AGRAMONTE-BAEZ, CORPUS PEREZ, SANTOS ROJAS-FRIAS, and JUAN N. NUNEZ ("Plaintiffs") and Defendants, sued herein as SHINOBI NY LLC d/b/a/ NINJA NEW YORK and HARUO YAZAKI ("Defendants"), through their undersigned attorneys, who are authorized to enter into this Stipulation, that any obligation on the part of Defendant to answer, move, or otherwise respond to the Complaint in this matter is extended to September 10, 2012;

It is FURTHER STIPULATED AND AGREED, by and between Plaintiffs and Defendants, through their undersigned attorneys, who are authorized to enter this Stipulation, that no previous requests for extension of the current putative deadline of August 10, 2012 have been made;


It is FURTHER STIPULATED AND AGREED, by and between Plaintiffs and Defendants, through their undersigned attorneys, who are authorized to enter this Stipulation, that Defendants hereby waive any defenses based on alleged defects in service of process.

CILENTI & COOPER, PLLC
ATTORNEYS FOR PLAINTIFFS
708 Third Avenue – 6th Fl.
New York, New York 10017
(212) 209-3933

By: 
JUSTIN CILENTI, ESQ.

Dated: 8/3/12

JACKSON LEWIS LLP
ATTORNEYS FOR DEFENDANTS
58 South Service Rd., Ste. 410
Melville, New York 11747
(631) 247-0404

By: 
NOEL P. TRIPP, ESQ.

Dated: 8/3/12

SO ORDERED on this 10th day of August, 2012


United States District Judge